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TOC: Michigan Compiled Laws Service, Constitution, Court Rules & ALS, Combined > /.../ >

PART 22. STATE DEPARTMENT OF PUBLIC HEALTH > § 333.2226. Department powers.

Citation: **mcl 333.2226**

MCLS § 333.2226

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CHAPTER 333 HEALTH
PUBLIC HEALTH CODE
ARTICLE 2. ADMINISTRATION
PART 22. STATE DEPARTMENT OF PUBLIC HEALTH

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MCLS § 333.2226 (2004)

MCL § 333.2226

§ 333.2226. Department powers.

Sec. 2226. The department may:

- (a) Engage in research programs and staff professional training programs.
- (b) Advise governmental entities or other persons as to the location, drainage, water supply, disposal of solid waste, heating, and ventilation of buildings.
- (c) Enter into an agreement, contract, or arrangement with governmental entities or other persons necessary or appropriate to assist the department in carrying out its duties and functions.
- (d) Exercise authority and promulgate rules to safeguard properly the public health; to prevent the spread of diseases and the existence of sources of contamination; and to implement and carry out the powers and duties vested by law in the department.
- (e) Accept gifts, grants, bequests, and other donations in the name of this state. Funds or property accepted shall be used as directed by its donor and in accordance with the law, rules, and procedures of this state.
- (f) Either directly or by interagency contract, develop and deliver health services to vulnerable population groups.

HISTORY: Act 368, 1978, p 865; eff September 30, 1978.

Pub Acts 1978, No. 368, § 2226, eff September 30, 1978.

Former Acts.

Subject matter contained in former §§ 325.4a and 325.7 were substantially similar to this section.

NOTES:

Michigan Administrative Code references:

Michigan Administrative Code R 325.60, 325.951 et seq., 325.1001 et seq., 325.20101 et seq

LEXIS Publishing Michigan analytical references:

Michigan Law and Practice, Public Health and Welfare §§ 2, 3, 5

CASE NOTES

Under provisions of former § 325.7 giving state health commissioner power to make and declare regulations for proper safeguarding of public health, legislature intended two types of authority to regulate: (1) authority to safeguard public health, and (2) authority to impose standards for maintenance and operation of hospitals and to inspect whenever certain federal requirements would apply. Kakligian v Henry Ford Hospital (1973) 48 Mich App 325, 210 NW2d 463.

Department of health has authority to promulgate regulations requiring institutions, whether public or private, laboratories, distributors, and others to annually report to it the pathogenic microorganisms received from agencies outside of Michigan. Op Atty Gen, January 29, 1965, No. 4373.

Neither Michigan department of health nor state commissioner of health have any authority or responsibility over charges made by local hospitals for their services in connection with operation of blood banks. Op Atty Gen, February 23, 1950, No. 1153.

Former § 750.472 was not unconstitutional because it delegated to the state board of health the power to "name and approve a prophylaxis to be used" by physicians, nurses and midwives, since the statute required the use of a prophylaxis and merely delegated to the board the discretion of saying which one or more might be used. Op Atty Gen, 1920, p 43.

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View: Full

Date/Time: Tuesday, November 16, 2004 - 10:05 AM EST

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